

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Allegation of demand and acceptance of bribe against Sri K.Vijaya Rama Murthy, Transport Constable – Prosecution sanctioned – Acquitted - Criminal appeal filed in the Andhra Pradesh High Court against the Judgement – Releasing of pensionary benefits – Orders issued – Reg.

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TRANSPORT, ROADS & BUILDINGS (VIG.III.2) DEPARTMENT

G.O.Rt.No. 1375

Dated 23.12.2013
Read the following:

1. Proc. R.No.16413/V3/2005, Dt. 31.12.2005 of Transport Commissioner, A.P., Hyderabad.
2. RC.No.249/RCT/WVP/2005, Dt. 28.03.2006 of Director General, Anti Corruption Bureau, Hyderabad.
3. G.O.Ms.No.140, Dt. 26.07.2006 of Transport, Roads & Buildings Department.
4. Judgement in C.C.No.49/2006, Dt. 31.10.2011 of Spl.Judge for ACB Cases, Visakhapatnam.
5. Govt. Memo No.6955/Vig.III/2/2011, Dt. 26.04.2012.
6. Orders of Hon'ble Andhra Pradesh Administrative Tribunal, dt. 29.07.2013 in O.A.No.1431/13 with VMA No. 1292/13 and C.A.No.847/2013.

O R D E R:

On the allegation of demand and acceptance of bribe for doing official favour of issuing check report / demand notice for release of the Tractor Trailer bearing No. AP.55-T 4453/AP-5-T 0767, Sri K.Vijaya Rama Murthy, Transport Constable was trapped by the Anti Corruption Bureau officials on 27.12.2005. The Transport Commissioner, Andhra Pradesh, Hyderabad had placed Sri K.Vijaya Rama Murthy, Transport Constable under suspension and subsequently he was reinstated into service.

2. In the G.O. 3rd read above Government had accorded sanction for prosecution of the Accused Officer in a Court of Law.

3. The III Addl. District Judge for ACB Cases, Visakhapatnam, in his judgement dt. 30.10.2011 4th read above acquitted the Accused Officer Sri K.Vijaya Rama Murthy, Transport Constable from the charge.

4. Against the above said judgement of Spl.Judge for ACB Cases, Visakhapatnam, Government vide Govt. memo 5th read above, permitted the Director General, Anti Corruption Bureau to file appeal in the Hon'ble Andhra Pradesh High Court and accordingly the Anti Corruption Bureau has filed Criminal Appeal and the same is pending on the file of Andhra Pradesh High Court vide Criminal Appeal No.504/2012.

5. As the matters stood thus, Sri K.Vijaya Rama Murthy, Tr.Constable (Retd.) has filed on O.A.No.1431/13 before the Andhra Pradesh Administrative Tribunal and in its orders 6th read above, the Hon'ble Tribunal directed the respondents to release all the retirement benefits to the applicant by duly passing appropriate

orders regarding regularizing the period spent under suspension by the applicant in accordance with Rule 54(b) of Fundamental rules within a period of three months from the date of receipt of a copy of this order.

6. Government after careful examination without prejudice to outcome of the Criminal Appeal No. 504/2012 decide to release the pensionary benefits to Sri K.Vijaya Rama Murthy, Tr.Constable (Retd.). Accordingly, Government release the pensionary benefits to Sri K.Vijaya Rama Murthy, Tr.Constable (Retd.) subject to outcome of the criminal proceedings.

7. In so far as the regularisation of suspension period, appropriate orders will be issued separately.

8. The Transport Commissioner, Andhra Pradesh, Hyderabad, shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.LAKSHMI PARTHASARATHY,
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To
The individual through Transport Commissioner, A.P., Hyderabad.
The Transport Commissioner, Andhra Pradesh, Hyderabad.
Copy to :
The Director General, Anti Corruption Bureau, Hyderabad.
The Secretary, Andhra Pradesh Vigilance Commission, Hyderabad.
The Accountant General, Andhra Pradesh, Hyderabad.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER.